

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

DAVID WEBSTER, ANNA SHIN, and ANDREW
BERGH, on behalf of themselves and all others
similarly situated,

Plaintiffs,

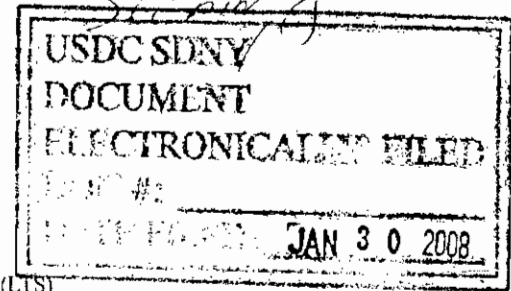
-against-

SMITHFIELD ASSOCIATES LLC d/b/a PASTIS
RESTAURANT, WINDY GATES, SOHO, INC.,
d/b/a BALTHAZAR RESTAURANT, and KEITH
MCNALLY,

Defendants.

Index No.: 08 CV 0166 (LTS)

**STIPULATION TO EXTEND
THE DEADLINE TO ANSWER,
MOVE OR OTHERWISE
RESPOND TO THE FIRST
AMENDED COMPLAINT**



IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs David Webster, Anna Shin, and Andrew Bergh ("Plaintiffs") and Defendants Smithfield Associates LLC d/b/a Pastis Restaurant, Windy Gates, Soho, Inc. d/b/a Balthazar Restaurant, and Keith McNally ("Defendants"), that the deadline for Defendants to answer, move or otherwise respond to Plaintiffs' First Amended Complaint shall be extended to and including March 14, 2008, and that the undersigned counsel for Defendants is authorized to accept service on behalf of Defendants.

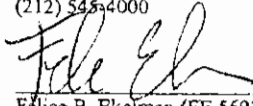
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(212) 688-5640

By: 
D. Maimon Kirschenbaum (DK-2336)

ATTORNEYS FOR PLAINTIFFS

Dated: January __, 2008


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(212) 545-4000

By: 
Felice B. Ekelman (FE 5692)
Liane Chinwalla (LC 5708)

ATTORNEYS FOR DEFENDANTS

Dated: January 25, 2008

It is SO ORDERED
This 30 day of January, 2008


Laura Taylor Swain, U.S.D.J.